

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE Mr. JUSTICE C.Y.SOMAYAJULU

WRIT PETITION No. 2553 of 2005

Between:

Smt.M.Chengamma, W/o.M.R.Jayarami Reddy,

Aged about 55 years, Hindu, Occ: Agriculturist

R/o.Annaswamy Palli village, Karakambadi Post,

Renigunta Mandal, Chittoor District

..... PETITIONER

AND

1. The District Collector, Chittoor District,

Chittoor

2. The Joint Collector, Chittoor,

Chittoor District

3. The Revenue Divisional Officer,

Tirupati, Chittoor District

4. The Mandal Revenue Officer,

Renigunta Mandalam, Chittoor District

5. M.Bhaskar Reddy, S/o.M.Ramakrishna Reddy,

Hindu, aged about 42 years, residing at

Annaswamy Palli village, Karakambadi Post,

Renigunta Mandal, Chittoor District

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, in the nature of a Writ of Mandamus or any other appropriate Writ, direction, order or orders to declare the inaction of the respondents in not granting patta to her in respect of an extent of Ac.2.50 cents in Sy.No.384/2 of Annaswamy Palli village, Renigunta Mandal, Chittoor District in spite of the directions of this Honourable Court passed in W.P.No.28486/1995 and further the action of the respondents in trying to alienate the same to the third parties is illegal, arbitrary, malafidy and violation of Board Standing Orders No.15 and principles of natural justice and consequently direct the respondents to grant patta in respect of the land in Sy.No.384/2 to an extent of Ac.2.50 cents of Annaswamypally village, Renigunta Mandal, Chittoor District in her favour and pass such other order or orders.

Counsel for the Petitioner: MR.A.PURUSHOTHAMA REDDY

Counsel for the Respondent Nos.1 to 4: GP FOR REVENUE

Counsel for the Respondent No.5: --

The Court at the stage of admission made the following:

ORDER:

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The petitioner earlier filed W.P.No.28486 of 1995 seeking a direction to the respondents to issue Ryotwari patta in her favour to an extent of Ac.2.50 cents in Sy.No.384/2 of Annaswamypalle village, Renigunta Mandal, which was disposed of on 21.12.1995 by the learned Single Judge of this Court, directing the respondents to dispose of the petition filed by the petitioner on its merit with reference to Board Standing Order No.15 within a period of four months from the date of receipt of the order. Again the petitioner filed another W.P.No.26895 of 1996 for the same relief, which was disposed of by another learned judge on 07.01.1997 observing as follows:

“I do not think that a second writ petition for a similar direction lies. Therefore, while disposing of the writ petition it is made clear that if the respondents have not followed the direction given by this Court earlier, they will be exposing themselves for contempt of Court. If the respondents have already passed orders, they shall communicate a copy of the same to the petitioner.

The writ petition is accordingly disposed of at the stage of admission.”

Now the petitioner again came to this Court for the same direction, which was sought in W.P.No.28486 of 1995 and W.P.No.26895 of 1996, contending that the respondents without disposing of her application for assignment are trying to dispossess her from the land in question.

Since the petitioner filed two writ petitions for the same relief, question of

granting any direction to the respondents in this petition again does not arise. Therefore, I find no grounds to admit the writ petition. However, petitioner can take recourse to the other remedies available to her, for which purpose, status quo existing as on today shall be maintained for a period of one week by both parties.

With the above observations, the Writ Petition is disposed of. No order as to costs.

Dated: 15.02.2005

Dsr

ASSISTANT REGISTRAR

To:

1. The District Collector, Chittoor District,
Chittoor

2. The Joint Collector, Chittoor,
Chittoor District

3. The Revenue Divisional Officer,
Tirupati, Chittoor District

4. The Mandal Revenue Officer,
Renigunta Mandalam, Chittoor District

5. Two CCs to the Government Pleader for Revenue,
High Court Buildings, Hyderabad (OUT)

6. Two CD copies

Dsr/CM